



UNITED STATES MARINE CORPS
MARINE CORPS BASE
MARINE CORPS COMBAT DEVELOPMENT COMMAND
QUANTICO, VIRGINIA 22134-5001

MCCDCO 5800.5

B 052
21 JUN 2001

MARINE CORPS COMBAT DEVELOPMENT COMMAND ORDER 5800.5

From: Commanding General
To: Distribution List

Subj: COURT-MARTIAL CONVENING AUTHORITY

Ref: (a) MCBO P5800.2
(b) Article 22(a), UCMJ
(c) JAGINST 5800.7C (JAGMAN), Section 0120
(d) MCO P1900.16E (MARCORSEPMAN)

1. Purpose. To prescribe policy and guidance for convening of courts-martial for MCCDC commands and other commands aboard or provided legal services by MCB, Quantico, VA.

2. Cancellation. Paragraph 3a of reference (a) is cancelled. All other provisions of reference (a) remain in effect.

3. Summary of Revision. This Order provides expanded clarification of court-martial convening authority for MCCDC, MCB, and tenant commands. It contains a significant number of changes from reference (a) and should be reviewed in its entirety.

4. Policy. Every CG, meaning a general officer in command, or his or her immediate temporary successor, has the authority to convene general courts-martial under references (b) and (c) and to approve enlisted administrative separations under reference (d). However, except for members of Training and Education Command, in order to promote efficient and uniform actions, the CG MCB shall ordinarily exercise general court-martial convening and discharge authority over all personnel assigned to Headquarters and Service Battalion, MCB. CG MCB will similarly act for all units assigned to MCCDC for legal process by directive, memorandum, or other agreement. These currently include Headquarters Battalion, HQMC, Henderson Hall; Marine Barracks, 8th & I, Washington, DC; Marine Support Battalion, Fort Meade, MD; Marine Aviation Detachment, Patuxent River, MD; Marine Helicopter Squadron One, Quantico, VA; Marine Security Guard Battalion, Quantico, VA; and Marine Corps Warfighting Laboratory, Quantico, VA. The CG, Training Command and the CG, Education Command will ordinarily exercise general court-martial convening and

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discharge authority over members of their commands unless personnel are assigned to another convening authority by separate directive, memorandum, or other agreement, such as those concerning the formal schools at Camp Lejeune, NC; Camp Pendleton, CA; and MAGTF Training Center, 29 Palms, CA. For all cases involving national security, CG MCCDC shall exercise general court-martial authority.

5. Action

a. Activity heads will comply with the policy and guidance contained in this Order.

b. Staff Judge Advocate shall initiate and monitor efforts to ensure all assignments of convening authority to Quantico commands conform to the policy and guidance contained in this order.

c. Comptroller shall ensure all Memoranda of Agreement and Intraservice Support Agreements reference this Order in any terms describing the provision of legal services involving courts-martial and administrative separations.



B. B. KNUTSON, JR.

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